

## Message Text

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ACTION L-03

INFO OCT-01 ARA-16 IO-13 ADP-00 COA-02 EB-11 OIC-04

CIAE-00 DODE-00 PM-07 H-03 INR-10 NSAE-00 NSC-10

PA-03 RSC-01 PRS-01 SS-15 USIA-15 ACDA-19 AEC-11

AGR-20 CG-00 COME-00 DOTE-00 FMC-04 INT-08 JUSE-00

NSF-04 OMB-01 TRSE-00 SCI-06 CEQ-02 RSR-01 /191 W

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R 282116Z AUG 73

FM AMEMBASSY BOGOTA

TO SECSTATE WASHDC 9169

INFO AMEMBASSY LIMA

USMISSION GENEVA

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E.O. 11652: NA

TAGS: PBOR

SUBJECT: LAW OF THE SEA: COLOMBIAN-PERUVIAN DECLARATION

REF: BOGOTA 907

1. SOME LOCAL PRESS AND RADIO ACCOUNTS HAVE ERRONEOUSLY INDICATED THAT, IN THE JOINT DECLARATION (SEPTTEL FOLLOWS) SIGNED AUGUST 24 BY FOREIGN MINISTERS DE LA FLOR VALLE OF PERU AND VAZQUEZ OF COLOMBIA THE TWO NATIONS ENDORSE THE CONCEPT OF A 200 MILE TERRITORIAL SEA.

2. THE ACTUAL WORDING OF THE DECLARATION REFLECTS THE BASIC DIFFERENCES INHERENT IN THE PATRIMONIAL AND TERRITORIAL CONCEPTS THAT COLOMBIA

AND PERU RESPECTIVELY ADVOCATE. THE TWO GOVERNMENTS "REITERATE THE ADVISABILITY OF THE SOUTH PACIFIC COASTAL STATES MEETING TO ESTABLISH AGREED CRITERIA THAT, TAKING INTO ACCOUNT THE EVOLUTION OF THE LAW

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OF THE SEA AND RESPECTING THE GEOGRAPHIC PARTICULARITIES OF EACH COUNTRY, WILL ESTABLISH A COORDINATED SYSTEM TO PROTECT THE SO-

VERIEGNTY OF THE TWO STATES OVER THE SEA, ITS FLOOR AND SUB-FLOOR, TO 200 MILES, PRINCIPALLY IN REGARD TO THE PROTECTION, EXPLORATION AND EXPLOITATION OF ITS RESOURCES POLLUTION CONTROL AND SCIENTIFIC INVESTIGATION. SUCH CRITERIA SHOULD INCLUDE THE SPECIFICATION OF THE POWERS THAT THE STATES RESERVE TO THEMSELVES IN MATTERS OF SECURITY, NAVIGATION, OVERFLIGHT AND MARINE INSTALLATIONS".

3. THIS IS THE SECOND TIME THIS YEAR THAT THE TWO GOVERNMENTS HAVE TRIED TO PAPER OVER THEIR FUNDAMENTAL DIFFERENCES IN REGARD TO THE LAW OF THE SEA. FOREIGN MINISTER VAZQUEZ, DURING HIS JANUARY VISIT TO PERU (REFTEL) GAVE IMPLICIT SUPPORT IN THE PUBLIC STATEMENTS TO THE PERUVIAN POSITON (200 MILE TERRITORIAL SEA), BUT IN THE JOINT COMMUNIQUE, AGREED ONLY TO DISCUSS THE QUESTION WITH THE PACIFIC STATES. SUCH EFFORTS AT FLEXIBILITY, IN REGARD TO EXISTING POLICY DIFFERENCES WITH OTHER LATIN AMERICAN STATES, REFLECT THE GOC POLICY OF ATTEMPTING TO REACH A CONSENSUS ON A LATIN AMERICAN POSITION PRIOR TO THE LOS CONFERENCE IN 1974. FOREIGN MINISTER VAZQUEZ LOOKS UPON THIS AS THE MOST IMPORTANT WORK OF HIS MINISTRY AND DESPITE SETBACKS AND OBSTACLES CONTINUES TO HOPE THAT HE CAN CONVINCE NATIONS LIKE PERU TO ABANDON CLAIMS OF SOVEREIGNTY OVER 200 MILES AND ADOPT THE MORE LIMITED CONCEPT OF THE PATRIMONIAL SEA.

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## Message Attributes

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**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
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**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
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**Disposition Approved on Date:**  
**Disposition Authority:** golinofr  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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**Reference:** BOGOTA 907  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** golinofr  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 17 JAN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <17-Jan-2002 by martinjw>; APPROVED <08 FEB 2002 by golinofr>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
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**Subject:** LAW OF THE SEA: COLOMBIAN-PERUVIAN DECLARATION  
**TAGS:** PBOR  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005